

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION**

STEVE ADAMS,	)	
	)	
Plaintiff,	)	
	)	
v.	)	CIVIL ACTION NO.
	)	2:06-cv-00707-ID-CSC
	)	
MERCHANTS FOODSERVICE, et al.,	)	
	)	
Defendants.	)	

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**REPORT OF PARTIES' RULE 26(f) PLANNING MEETING**

1. Pursuant to Fed. R. Civ. P. 26(f), a meeting was held by telephone on September 27, 2006, and was attended by:

Derrick Blythe, Esq. - attorney for the plaintiff; and

J. Tobias Dykes, Esq. - attorney for the defendant Merchant Foodservice.

2. Pre-discovery Disclosures. The parties will exchange the information required by Fed. R. Civ. P. 26(a)(1) by **October 13, 2006**.

The parties jointly propose to the Court the following discovery plan:

Discovery will be needed on plaintiff's claims, defendant's affirmative defenses, and the damages claimed by the plaintiff.

All discovery should be commenced in time to be completed by **June 29, 2007**.

**Interrogatories (Responses due 30 days after service)**

Maximum of 30 interrogatories. Plaintiff may submit a total of 30 interrogatories to defendant, including discrete subparts; and defendant may submit a total of 30 interrogatories to plaintiff, including discrete subparts, without prior approval of the Court.

**Requests for Production of Documents (Responses due 30 days after service)**

Maximum of 30 requests for production. Plaintiff may submit a total of 30 requests for production to defendant, including discrete subparts; and that defendant may submit a total of 30 requests for production to plaintiff, including discrete subparts, without prior approval of the Court.

**Requests for Admissions (Responses due 30 days after service)**

Maximum of 15 requests for admissions. Plaintiff may submit a total of 15 requests for admissions to defendant, including discrete subparts; and that defendant may submit a total of 15 requests for admissions to plaintiff, including discrete subparts, without prior approval of the Court.

**Depositions**

Depositions shall be limited to a maximum of seven (7) hours each unless extended by agreement of the parties or by direction of the Court.

Maximum of 8 depositions

3. Reports from retained experts under Rule 26(a) (2) due:

From the plaintiff by **March 9, 2007**; and

From the defendant by **April 6, 2007**.

Supplementation under Rule 26(e), no later than 30 days before trial.

4. Other Items:

a. The parties do not request a conference with the Court prior to the entry of the Scheduling Order.

b. The plaintiff should be allowed until **December 1, 2006**, to join additional parties and to amend the pleadings.

c. The defendant should be allowed until **January 5, 2007**, to join additional parties and to amend the pleadings.

d. All potentially dispositive motions should be filed by **May 11, 2007**.

e. Settlement cannot be realistically evaluated prior to at least some discovery.

f. The parties request a final pretrial conference on **August 17, 2007**.

g. Final lists of trial evidence under Rule 26(a)(3) should be exchanged 30 days before trial. The parties also agree to a 14-day period within which to file their written objections to exhibits and witnesses.

h. The case should be ready for trial by **September 24, 2007**, and at this time, is expected to take approximately 2-3 days.

*s/ Derrick Blythe*

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*s/ J. Tobias Dykes*

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